

Notice of Allowability

Application No.

08/780,878

Examiner

Hung X Dang

Applicant(s)

HIRSCHMAN ET AL.

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2873

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 7/19/04.
2. ☒ The allowed claim(s) is/are 1-40.
3. ☒ The drawings filed on 09 January 1997 are accepted by the Examiner.
4. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some* c) ☐ None of the:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).
- * Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

5. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
6. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
- (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
- 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
- (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
7. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

- | | |
|---|--|
| 1. <input type="checkbox"/> Notice of References Cited (PTO-892) | 5. <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 2. <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 6. <input type="checkbox"/> Interview Summary (PTO-413),
Paper No./Mail Date _____. |
| 3. <input type="checkbox"/> Information Disclosure Statements (PTO-1449 or PTO/SB/08),
Paper No./Mail Date _____ | 7. <input type="checkbox"/> Examiner's Amendment/Comment |
| 4. <input type="checkbox"/> Examiner's Comment Regarding Requirement for Deposit
of Biological Material | 8. <input checked="" type="checkbox"/> Examiner's Statement of Reasons for Allowance |
| | 9. <input type="checkbox"/> Other _____. |

Reasons For Allowance

1. The following is an Examiner's Statement of Reasons for Allowance:

The prior art fails to teach a combination of all the claimed features as present in independent claim 1, which include placing the temple in a channel forming part of the side shield; and thereafter, inserting a pin into both an opening formed in the side shield and the slot to create a force fit between the temple, the channel and the pin which attaches the side shield to the temple.

The prior art fails to teach a combination of all the claimed features as present in independent claim 5, which include a pin adapted to be inserted into both opening and the slot so as to force the temple against the supporting wall of the channel and to create a force fit between the side shield and the temple when the temple is located in the channel.

The prior art fails to teach a combination of all the claimed features as present in independent claim 20, which include placing said temple in a channel forming part of said side shield; and thereafter creating a friction fit between said channel and said temple to prevent said side shield from moving relative to said temple.

The prior art fails to teach a combination of all the claimed features as present in independent claim 23, which include placing said temple in a channel forming part of said side shield; and thereafter inserting a pin into an opening formed in said side shield such that a friction fit is obtained between said temple and said channel.

The prior art fails to teach a combination of all the claimed features as present in independent claim 27, which include a side shield having a channel into which said

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temple may be inserted, said channel defined by first and second spaced apart walls and a third wall formed on said side shield, said first and second walls having at least one leg portion depending therefrom, said at least one leg portion adapted to force said temple against said third wall of said channel and to create a friction fit between said side shield and said temple when said temple is disposed in said channel.

The prior art fails to teach a combination of all the claimed features as present in independent claim 28, which include a pin adapted to be inserted into both said opening and said slot so as to force said temple against said supporting wall of said channel and to create a force fit between said side shield and said temple when said temple is located in said channel.

Any comments considered necessary by applicant must be submitted no later than the payment of the Issue Fee and, to avoid processing delays, should preferably accompany the Issue Fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

2. Any inquiry concerning this communication should be directed to Examiner Dang at telephone number (571) 272-2326.

9/04

A handwritten signature in black ink, appearing to read 'Hung X. Dang', with a stylized, elongated 'g' at the end.

Primary Examiner

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